

DA 9/2156
\$
(5)

PTO/SB/21 (08-00)
Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number 10/082,057

Filing Date 02/26/2002

First Named Inventor Elston

Group Art Unit 2156

Examiner Name

Attorney Docket Number

Total Number of Pages in This Submission 5

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OFFICE OF PETITIONS

ENCLOSURES (check all that apply)

☒ Fee Transmittal Form

☒ Fee Attached

☐ Amendment / Reply

☐ After Final

☐ Affidavits/declaration(s)

☐ Extension of Time Request

☐ Express Abandonment Request

☐ Information Disclosure Statement

☐ Certified Copy of Priority Document(s)

☐ Response to Missing Parts/ Incomplete Application

☐ Response to Missing Parts under 37 CFR 1.52 or 1.53

☐ Assignment Papers (for an Application)

☐ Drawing(s)

☐ Licensing-related Papers

☒ Petition

☐ Petition to Convert to a Provisional Application

☐ Power of Attorney, Revocation Change of Correspondence Address

☐ Terminal Disclaimer

☐ Request for Refund

☐ CD, Number of CD(s) _____

☐ After Allowance Communication to Group

☐ Appeal Communication to Board of Appeals and Interferences

☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)

☐ Proprietary Information

☐ Status Letter

☐ Other Enclosure(s) (please identify below):

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name

Carman Wenkoff, Ontain Corporation

Signature

Date

09/03/02

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: 9/5/02

Typed or printed name

Julie Baughn

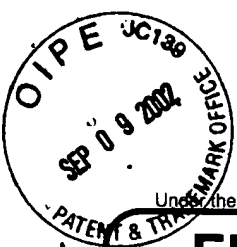
Sent via UPS ←

Signature

Date

9/5/2002

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FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$) 838.00

Complete if Known

Application Number 10/082,057
Filing Date 02/26/2002
First Named Inventor Elston
Examiner Name
Group Art Unit 2165
Attorney Docket No.

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METHOD OF PAYMENT

1. ☐ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number
Deposit Account Name

☐ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

☐ Applicant claims small entity status. See 37 CFR 1.27

2. ☒ Payment Enclosed:

☒ Check ☐ Credit card ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
101 740	201 370	Utility filing fee	
106 330	206 165	Design filing fee	
107 510	207 255	Plant filing fee	
108 740	208 370	Reissue filing fee	
114 160	214 80	Provisional filing fee	

SUBTOTAL (1) (\$)

2. EXTRA CLAIM FEES

Total Claims -20** = X =
Independent Claims -3** = X =
Multiple Dependent =

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
103 18	203 9	Claims in excess of 20
102 84	202 42	Independent claims in excess of 3
104 280	204 140	Multiple dependent claim, if not paid
109 84	209 42	** Reissue independent claims over original patent
110 18	210 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
105 130	205 65	Surcharge - late filing fee or oath	130.00
127 50	227 25	Surcharge - late provisional filing fee or cover sheet	
139 130	139 130	Non-English specification	
147 2,520	147 2,520	For filing a request for <i>ex parte</i> reexamination	
112 920*	112 920*	Requesting publication of SIR prior to Examiner action	
113 1,840*	113 1,840*	Requesting publication of SIR after Examiner action	
115 110	215 55	Extension for reply within first month	
116 400	216 200	Extension for reply within second month	
117 920	217 460	Extension for reply within third month	
118 1,440	218 720	Extension for reply within fourth month	
128 1,960	228 980	Extension for reply within fifth month	
119 320	219 160	Notice of Appeal	
120 320	220 160	Filing a brief in support of an appeal	
121 280	221 140	Request for oral hearing	
138 1,510	138 1,510	Petition to institute a public use proceeding	
140 110	240 55	Petition to revive - unavoidable	
141 1,280	241 640	Petition to revive - unintentional	
142 1,280	242 640	Utility issue fee (or reissue)	
143 460	243 230	Design issue fee	
144 620	244 310	Plant issue fee	
122 130	122 130	Petitions to the Commissioner	
123 50	123 50	Processing fee under 37 CFR 1.17(q)	
126 180	126 180	Submission of Information Disclosure Stmt	
581 40	581 40	Recording each patent assignment per property (times number of properties)	
146 740	246 370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149 740	249 370	For each additional invention to be examined (37 CFR § 1.129(b))	
179 740	279 370	Request for Continued Examination (RCE)	
169 900	169 900	Request for expedited examination of a design application	
Other fee (specify) Fee deficiency			708.00

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 838.00

SUBMITTED BY

Name (Print/Type)	Carman Wenkoff	Registration No. (Attorney/Agent)	Telephone	425.829.1871
Signature		Date	09/03/02	

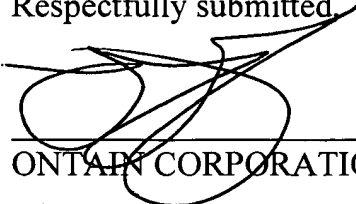
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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Type of Fee	Amount paid on February 26, 2002 (small entity)	Current large entity fees	Deficiency to be paid
Basic fee	\$370	\$740	\$370
Total claims fees (in excess of twenty)	\$72 (28 - 20 = 8) (8 x \$9 = \$72)	\$144 (28 - 20 = 8) (8 x \$18 = \$144)	\$72
Independent claims (in excess of three)	\$126 (6 - 3 = 3) (3 x \$42 = \$126)	\$252 (6 - 3 = 3) (3 x \$84 = \$252)	\$126
Multiple dependent claims	\$140	\$280	\$140
<u>TOTALS</u>	\$708	\$1416	\$708
TOTAL DEFICIENCY OWING: \$708			
Surcharge under 37 CFR 1.16(e) for late filing of basic filing fee for large entity			\$130
TOTAL AMOUNT OWING: \$838			

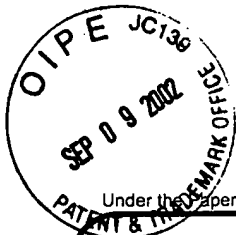
A cheque/money order in the amount of \$838 is enclosed to cover the deficiency in fees paid and the surcharge required under 37 CFR 1.16(e) for late filing of the basic filing fee.

Respectfully submitted

A handwritten signature in black ink, appearing to be 'Carman Wenkoff', is written over a horizontal line.

ONTARIAN CORPORATION

Per: Carman Wenkoff
Title: Vice President, Operations
and Finance



#3 2FC/ Receipt

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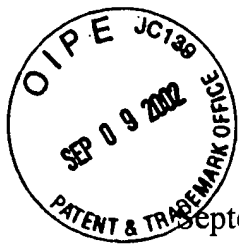
TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/082,057
	Filing Date	02/26/2002
	First Named Inventor	Elston
	Group Art Unit	2156
	Examiner Name	
Total Number of Pages in This Submission 4		Attorney Docket Number

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Copy of Filing Receipt Cover Letter
<div>Remarks</div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Carman Wenkoff, Ontain Corporation
Signature	
Date	09/03/02

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: 9/5/02			
Typed or printed name	Julie Baughn Sent Via UPS ←		
Signature		Date	9/5/2002

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September 2, 2002

Our File:

Office of Initial Patent Examination
Customer Service Center
Commissioner of Patents and Trademarks
United States Patent and Trademark Office
Washington, D.C. 20231

VIA COURIER

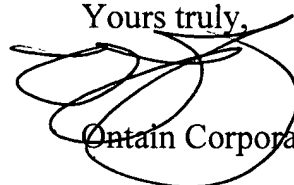
Dear Sir/Madam:

Re: United States Patent Application 10/082,057
Title: REMOTE ORDERING SYSTEM FOR MOBILE
COMMERCE
Filing Date: February 26, 2002
Applicant: Ontain Corporation

Upon review of the filing receipt for the above referenced application, we observed a notation that the second priority claim is inconsistent with USPTO records. On comparison with the data given in the present application, we note that the application number for the second priority claim was entered incorrectly on the filing receipt, hence the apparent inconsistency.

We have noted the required correction on the enclosed filing receipt and respectfully request that a new filing receipt be issued.

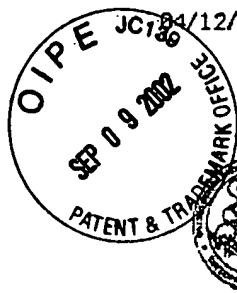
Yours truly,



Ontain Corporation

Per: Carman Wenkoff
Vice President,
Operations and Finance

Encl.



04/12/2002 12:52 4256832829

ONTAIN CORP

PAGE 81/02

Page 1 of 2



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
WWW.USPTO.GOV

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	PL FEE REC'D	ATTY DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
10/082,057	02/28/2002	2165	708		40	24	8

CONFIRMATION NO. 3055

FILING RECEIPT



0000000007825273

Dr. Stephen Elston
ONTAIN CORPORATION
Suite C-245
1750 - 112th Avenue NE
Bellevue, WA 98004

Date Mailed: 04/08/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Stephen Elston, Seattle, WA;
Barry Smith, Kirkland, WA;
David H. Edelstein, Seattle, WA;
Carman R. Wenkoff, Kirkland, WA;
Kevin G. Brown, Seattle, WA;
Brandon W. Lonao, Seattle, WA;
Jeffrey S. Nemecek, Bothell, WA;
Eugene Brownell, Redmond, WA;
Brent Bolleman, Redmond, WA;
Jason Strashek, Kirkland, WA;

RECEIVED

APR 12 2002

Ontain

Domestic Priority data as claimed by applicant

THIS APPLN CLAIMS BENEFIT OF 60/280,105 04/02/2001
AND CLAIMS BENEFIT OF 60/281,287 04/03/2001 *
(*) Data inconsistent with PTO records.Should be: claims benefit
of 60/287, 287
04/30/2001

Foreign Applications

If Required, Foreign Filing License Granted 04/08/2002

Projected Publication Date: 10/03/2002

Non-Publication Request: No

Early Publication Request: No

**** SMALL ENTITY ****

Title

Remote ordering system for mobile commerce

Preliminary Class

705

LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

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NOT GRANTED

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APR 12 2002

Ontain